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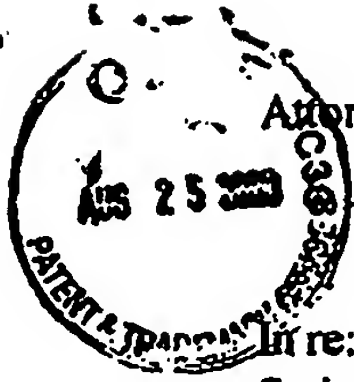
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Attorney's Docket No. 5470.107BDV3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Thorp, et al.
Serial No.: 10/008,233
Filed: November 6, 2001
For: Electrochemical Detection of Nucleic Acid Hybridization

Examiner: Arun K. Chakrabarti
Group Art Unit: 1634

August 25, 2003

Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME
(37 C.F.R. § 1.136(a))

1. This is a petition for an extension of time for a total period of three (3) months to respond to the Official Action dated February 24, 2003.

2. A response in connection with the matter for which this extension is requested:

☒ is filed herewith.

☐ has been filed.

3. Applicant:

☐ Claims small entity status. See 37 CFR 1.27.

☒ Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

	Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input type="checkbox"/>	two months	\$410.00	\$205.00
<input checked="" type="checkbox"/>	three months	\$930.00	\$465.00
<input type="checkbox"/>	four months	\$1,450.00	\$725.00
<input type="checkbox"/>	five months	\$1,970.00	\$985.00

Fee Enclosed \$930.00

Adjustment date: 11/05/2003 EEKUBAY1
09/29/2003 TJOHNS04 00000001 500220 10008233
01 FC:1255 1040.00 CR

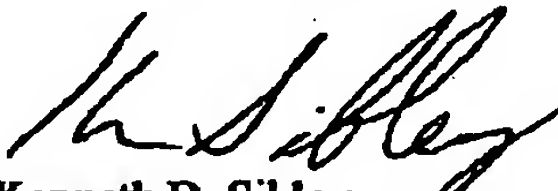
09/29/2003 TJOHNS04 00000001 500220 10008233
Sale Ref: 00000001 10008233
01 FC:1255 1040.00 CR

09/27/2003 SSESHEI 00000100 00 DA
01 FC:1253

In re: Thorp, et al.
Serial No.: 10/008,233
Filed: November 6, 2001
Page 2

- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card (Form PTO-2038) is enclosed.
- ☐ Charge Deposit Account No. 50-0220 for any additional extension and/or fee required or credit for any excess fee paid.

Respectfully submitted,


Kenneth D. Sibley
Registration No. 31,665

USPTO Customer Number 20792
Myers Bigel Sibley & Sajovec, P.A.
Post Office Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401

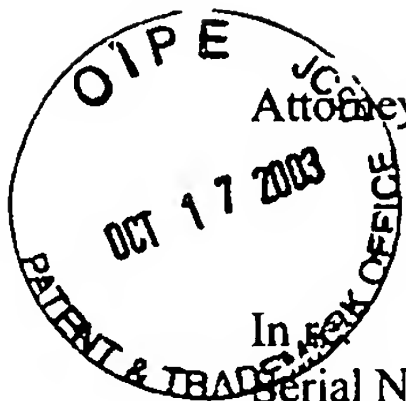
CERTIFICATE OF EXPRESS MAILING

Express Mail Label No. EV318420766US

Date of Deposit: August 25, 2003

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Vickie Diane Prior



Attorney Docket No. 5470.107BDV3

DEP-REF
PATENT Room-307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Thorp, et al.

Examiner: Arun K. Chakrabarti

Serial No.: 10/008,233

Art Unit: 1634

Filed: November 6, 2001

For: ELECTROCHEMICAL DETECTION OF NUCLEIC ACID HYBRIDIZATION

October 10, 2003

Mail Stop 16
Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

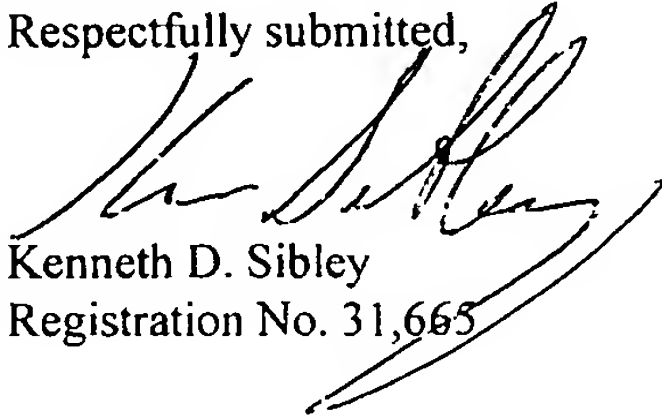
REQUEST FOR REFUND OF FEES

Applicants respectfully submit this Request for Refund of Fees pursuant to 37 C.F.R. §1.26 in the amount of \$1040.00. On August 25, 2003, Applicants submitted an Amendment and Response ("Response") and Petition and Fee for Extension of Time ("Extension"), as well as Check Number 504974 in the amount of \$930.00 to cover the three-month Extension fees in the above-identified application. Copies of the Extension and transmittal papers (including Certificates of Mailing Under 37 C.F.R. 1.8), the return-receipt post card stamped by the USPTO, and a copy of the cancelled check are enclosed.

As noted on the Deposit Account Statement of September 30, 2003 (copy enclosed), the USPTO incorrectly charged Deposit Account Number 50-0220 in the amounts of \$1040.00 for fees associated with the Extension in the above application.

In view of the enclosed copies of the Extension and transmittal papers, return-receipt post card, and cancelled check, Applicants submit that the Response and Extension were timely filed for a three-month extension of time, and no additional extension fees should have been charged. Accordingly, Applicants respectfully submit that the extension of time fee of \$1040.00 was erroneously charged and request a refund in the amount of \$1040.00 to Deposit Account No. 50-0220.

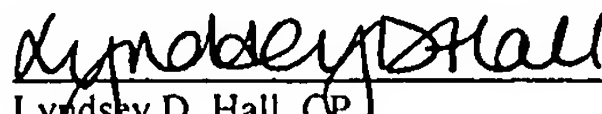
Respectfully submitted,


Kenneth D. Sibley
Registration No. 31,665

USPTO Customer No. 20792
Myers Bigel Sibley & Sajovec, P.A.
Post Office Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mailstop 16, Commissioner for Patents, Post Office Box 1450, Alexandria, Virginia 22313-1450, on October 10, 2003.


Lyndsey D. Hall, CP
Certified Paralegal

5470.107BDV3/KDS:vp
August 25, 2003

Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

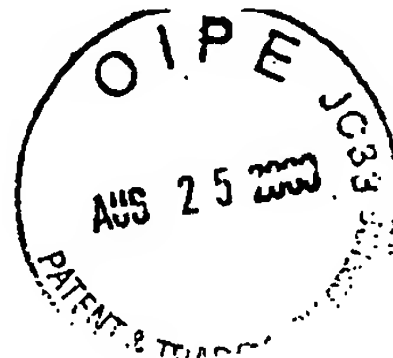
Sir: Kindly acknowledge receipt of the accompanying by placing your
receiving date stamp hereon and mailing:
Re: Thorp, et al; S/N 10/008,233; Filed: 11/6/01

AMENDMENT AND RESPONSE; EXTENSION OF TIME; \$930
CK.
EXPRESS MAIL EV318420766US

Respectfully,
MYERS BIGEL SIBLEY & SAJOVEC, P.A.
Attorneys for Applicant

EV318420766US

Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450



5470.107BDV3/KDS:vp
August 25, 2003

Sir: Kindly acknowledge receipt of the accompanying by placing your
receiving date stamp hereon and mailing:
Re: Thorp, et al; S/N 10/008,233; Filed: 11/6/01

AMENDMENT AND RESPONSE; EXTENSION OF TIME; \$930
CK.
EXPRESS MAIL EV318420766US

Respectfully,
MYERS BIGEL SIBLEY & SAJOVEC, P.A.
Attorneys for Applicant

Attorney's Docket No. 5470.107BDV3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Thorp, et al.

Serial No.: 10/008,233

Filed: November 6, 2001

For: **Electrochemical Detection of Nucleic Acid Hybridization**

Examiner: Arun K. Chakrabarti
Group Art Unit: 1634

August 25, 2003

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Post Office Box 1450
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<input type="checkbox"/>	two months	\$410.00	\$205.00
<input checked="" type="checkbox"/>	three months	\$930.00	\$465.00
<input type="checkbox"/>	four months	\$1,450.00	\$725.00
<input type="checkbox"/>	five months	\$1,970.00	\$985.00

Fee Enclosed \$930.00



MYERS BIGEL SIBLEY & SAJOVEC, P.A.

PATENT LAWYERS

Operating Account

SUITE 600, 4140 PARKLAKE AVENUE, RALEIGH, NC 27612
PO Box 37428, RALEIGH, NC 27627

BB&T

Branch Banking and Trust Company
200 EAST CHATHAM STREET
CARY, NC 27511

66-112/531
DATE

CHECK NO.

AMOUNT

08/25/03

504974 *****\$930.00

*** NINE HUNDRED THIRTY & 00/100 DOLLARS

PAY
TO THE
ORDER
OF

Honorable Commissioner

VOID AFTER 90 DAYS

AUTHORIZED SIGNATURE

⑈504974⑈ ⑆053101121⑆5196567684⑈

⑈0000093000⑈

IST_Fill1:

SETNAME:cdrom

Account:5196567684

CheckAmt:930

SerialNum:504974

ItemSeqNu:33191160

ProcDate:08/29/2003

TrRoutNum:0

IST_Fill2:

PATENT AND TRADEMARK OFFICE
13-10-0001
08-27-2003
FOR CREDIT TO THE
U.S. TREASURY

0025 41617

AUG 28 03

⑈5210
PKT001
08/29/03

3300191160

⑈056001118⑈
FIRST VIRGINIA BANK
08282003 FALLS CHURCH, VA

01923085

IST_Fill1:

SETNAME:cdrom

Account:5196567684

CheckAmt:930

SerialNum:504974

ItemSeqNu:33191160

ProcDate:08/29/2003

TrRoutNum:0

IST_Fill2:

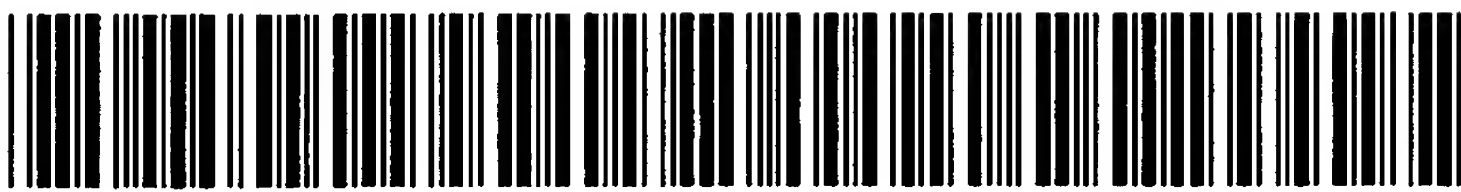
Deposit Account Statement

Page 3 of 3

09/16 966	1269870	9216-10	7201	\$400.00	\$22,801.00
09/16 978	1286032	9216-11	7205	\$100.00	\$22,701.00
09/16 979	1286032	9216-11	7201	\$400.00	\$22,301.00
09/17 2	PCT/US02/37310	8194.586.WO	1606	\$260.00	\$22,041.00
09/17 2	09868960	905.85	1201	-\$168.00	\$22,209.00
09/17 7	PCT/US03/23145		9204	-\$250.00	\$22,459.00
09/17 36	10661917	9409-3	2201	\$2.00	\$22,457.00
09/17 733	78095442	9052-99	7004	\$150.00	\$22,307.00
09/17 736	78095442	9052-99	7003	\$100.00	\$22,207.00
09/17 743	78117815	8789-47	7004	\$150.00	\$22,057.00
09/17 744	78117816	8789-46	7004	\$150.00	\$21,907.00
09/17 748	78117820	8789-45	7004	\$150.00	\$21,757.00
09/17 750	78045628	998-799	7004	\$150.00	\$21,607.00
09/24 2	09861005	033218-009	1001	-\$195.00	\$21,802.00
09/24 4	09861005	033218-009	1201	-\$168.00	\$21,970.00
09/24 5	09861005	033218-009	1202	-\$144.00	\$22,114.00
09/24 10	09861005		9204	-\$89.00	\$22,203.00
09/24 45	09871132	5550-12	1501	-\$1,300.00	\$23,503.00
09/24 46	09871132	5550-12	2501	-\$650.00	\$24,153.00
09/24 47	09871132	5550-12	2501	\$650.00	\$23,503.00
09/24 121	60504103	9342-125PR	1005	\$160.00	\$23,343.00
09/25 67	09649447	5573-123	1814	\$110.00	\$23,233.00
09/25 68	09649447	5573-123	1253	\$930.00	\$22,303.00
09/26 7	PCT/US03/27151		9204	-\$250.00	\$22,553.00
09/26 48	60504804	9400-75PR2	1005	\$160.00	\$22,393.00
09/29 1	10008233	5470-107BDV3	1255	\$1,040.00	\$21,353.00
09/30 40	10669401	5051-606	2001	\$375.00	\$20,978.00
09/30 41	10669401	5051-606	2202	\$549.00	\$20,429.00
09/30 42	10669401	5051-606	2201	\$126.00	\$20,303.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$26,820.00	\$26,767.00	\$20,250.00	\$20,303.00

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